UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/724,658	11/28/2000	Matt Crosby	DIGIP016	7713

7590 04/05/2004

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EXAMINER
WANG, JIN CHENG

ART UNIT	PAPER NUMBER
2672	11

DATE MAILED: 04/05/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 10/03)

	Application No.	Applicant(s)
Advisory Action	09/724,658	CROSBY ET AL.
	Examiner	**Art Unit**	
	Jin-Cheng Wang	2672	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 20 January 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may <u>only</u> be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

<u>PERIOD FOR REPLY</u> [check either a) or b)]

a) ☒ The period for reply expires <u>3</u> months from the mailing date of the final rejection.

b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.

2. ☐ The proposed amendment(s) will not be entered because:

    (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);

    (b) ☐ they raise the issue of new matter (see Note below);

    (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or

    (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

    NOTE: _____.

3. ☐ Applicant's reply has overcome the following rejection(s): _____.

4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).

5. ☒ The a)☐ affidavit, b)☐ exhibit, or c)☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: *See Continuation Sheet*.

6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.

7. ☒ For purposes of Appeal, the proposed amendment(s) a)☐ will not be entered or b)☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

    The status of the claim(s) is (or will be) as follows:

    Claim(s) allowed: _____.

    Claim(s) objected to: _____.

    Claim(s) rejected: *1-35*.

    Claim(s) withdrawn from consideration: _____.

8. ☐ The drawing correction filed on _____ is a)☐ approved or b)☐ disapproved by the Examiner.

9. ☐ Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s). _____.
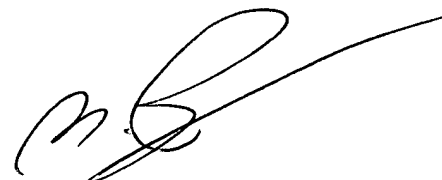
10. ☐ Other: _____

Continuation of 5. does NOT place the application in condition for allowance because: Applicant's remarks regarding the patentability of the amended Claim 1 is not found persuasive because by the Remarks/Arguments, Applicant clearly misinterpreted the Yokomizo teaching in relation to the claimed subject matter. Applicant argues in essence with respect to the amended Claim 1 that the Yokomizo's teaching of processing the editorial information and image objects between a first node and a second node is the opposite of Applicant's invention. In response, the Examiner asserts that Yokomizo teaches or suggests the amended Claim 1 for the reasons given below.

1) Yokomizo clearly teaches forwarding the low resolution image object and the associated state information file to the second node for the following reasons. The low resolution image object can be the background images or art images (clip arts) incorporated into the templates which are subsequently sent to the dealer branch shop or the web server or the remote station from a user's PC along with the edit lists (See for example column 19). Moreover, the low resolution image object can also be the thinned low resolution image from the high resolution image wherein the low resolution image object can be described by the page description language and the edit list can also be described by the page description language. Both the low resolution image and the edit lists can be sent to the dealer branch shop or the web server or a remote station (PLEASE see column 21, lines 5-12 wherein it is clear that Yokomizo teaches the remote station receiving the proxy image edition together with the edit lists in terms of the separate page description languages). Therefore, Yokomizo not only teaches receiving the low resolution image object from the remote station, but also sending the low resolution image object together with the edit lists to the remote station.

2) Yokomizo clearly discloses associating a state information file (in the form of the script file for the editorial results; column 12, lines 50-67) to the image object (e.g., the low-resolution image or the high-resolution image) whereby the state information file comprises an edit list (such as the editorial information) having an embedded edit list (e.g., the Java applet incorporating the image files and templates and clip arts residing on the client's end) and an external edit list (e.g., the Java applet having an editorial information for downloading the image files, templates and clip arts from the server's end through the CGI Interface) wherein the external edit list (such as editorial information) comprises links to a plurality of multimedia assets (the image files, templates and clip arts on the server's end) that may be embedded in the resulting image object (e.g., through rasterization).

3) Yokomizo further teaches appropriately rasterizing the image object based upon the second output device as needed (See for example figure 9; column 11, lines 5-20).

4) Yokomizo teaches outputting the appropriately rasterized image object at the second output device after processing by the Raster Image Processor (see for example column 6, lines 3-14; column 7, lines 40-55; column 11, lines 5-20).

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